

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

11	UNITED STATES OF AMERICA,)	No. CR-05-00232 MJJ
12	Plaintiff,)	
13	vs.)	STIPULATION AND PROPOSED
14	BEAU DEFRENCHI,)	ORDER RELEASING PROPERTY
15	Defendant.)	
16	_____)	

On March 10, 2006, this Court sentenced Beau Defrenchi to 30 months in custody for the burglary of Irvington Arms on February 2, 2005, and the burglary of Dom's Outdoor Outfitters on February 16, 2005. Search warrants arising from those burglaries were executed by the Fremont Police Department on February 21, 2005 and the Livermore Police Department on February 24, 2005, and both the Fremont and Livermore Police Departments seized items during the searches. Mr. Defrenchi was originally arrested by the Fremont Police Department on February 21, 2005, but he was subsequently transferred into federal custody. Because the federal case has been resolved, the parties stipulate that Mr. Defrenchi's personal property, seized during the searches by Fremont and Livermore police and by the jail when Mr. Defrenchi was booked, is no longer needed for the federal case. Specifically, there is no federal need for the shirts, shoes,

1 and jacket seized pursuant to search warrant by the City of Livermore Police Department on
2 February 24, 2005, and no federal need for the cell phone, computer and \$921 seized pursuant to
3 search warrant and during jail booking by the City of Fremont Police Department on February
4 21, 2005.

5 SO STIPULATED.

6
7 Date: 5/9/06

/S/

8 _____
Rebecca Sullivan Silbert
9 Assistant Federal Public Defender
Counsel for Mr. Defrenchi

10
11 Date: 5/10/06

/S/

12 _____
Kirstin Ault
13 Assistant United States Attorney

14 I hereby attest that I have on file all holograph signatures for any signatures indicated by a
15 “conformed” signature (/S/) within this e-filed document.

16
17 **ORDER**

18 Mr. Defrenchi’s personal property was seized in searches executed on February 21, 2005
19 and February 24, 2005 by the Fremont and Livermore Police Department, and during jail booking
20 at the Fremont Jail. The federal charges filed against Mr. Defrenchi arising from those searches
21 have been resolved. The property that was seized is no longer needed for the federal case, and,
22 therefore, there is no federal impediment to the City of Livermore Police Department and the
23 City of Fremont Police Department releasing to Mr. Defrenchi the shirts, shoes, and jacket seized

24 //

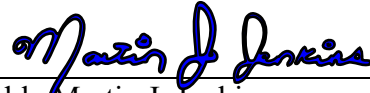
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1 pursuant to search warrant on February 24, 2005; and the cell phone, computer and \$921 seized
2 pursuant to search warrant and during jail booking on February 21, 2005.

3 SO ORDERED.

4
5 Date: May 15, 2006



Honorable Martin J. Jenkins
Judge, United States District Court
Northern District of California